



GAU 1631
PATENT JFV

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:	Zyskind J. <i>et al.</i>		
Serial No.:	09/492,709	Case No.:	E1021
Filed:	January 27, 2000		Art Unit: 1631
For:	GENES IDENTIFIED AS REQUIRED FOR PROLIFERATION IN ESCHERICHIA COLI		

Examiner: Marschel, Ardin H.

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

COMMUNICATION

Sir:

Enclosed are the following papers: 1) Power of Attorney or Authorization of Agent (PTO/SB/81); 2) Revocation of Power of Attorney or Authorization of Agent (PTO/SB/82); and 3) Statement Under 37 CFR 3.73(b) (PTO/SB/96).

Please change the correspondence address as indicated on the enclosed Power of Attorney.

Respectfully submitted,

By Sheldon O. Heber
Sheldon O. Heber
Reg. No. 38,179
Attorney for Applicants

Merck & Co., Inc.
P.O. Box 2000
Rahway, NJ 07065-0907
(732) 594-1958

37 C.F.R. 1.8 Certificate of Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents P.O. Box 1450 Alexandria VA 22313-1450, on the date appearing below.

MERCK & CO., INC.

By Sheldon O. Heber
Sheldon O. Heber

Date November 8, 2004

**POWER OF ATTORNEY OR
AUTHORIZATION OF AGENT**

Application Number	09/492,709
Filing Date	January 27, 2000
First Named Inventor	Zyskind, Judith et al.
Title	GENES IDENTIFIED AS REQUIRED. . .
Group Art Unit	1631
Examiner Name	Marschel, Ardin H.
Attorney Docket Number	E1021

I hereby appoint:

☒ Practitioners at Customer Number
OR☐ Practitioner(s) named below:

Name	Registration Number

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

Please change the correspondence address for the above-identified application to:

☐ The above-mentioned Customer Number.**OR**☐ Practitioners at Customer Number **OR**

<input checked="" type="checkbox"/> Firm or Individual Name	Merck & Co., Inc.				
Address	P.O. Box 2000				
Address	126 East Lincoln Avenue				
City	Rahway	State	New Jersey	Zip	07065-0900
Country	USA				
Telephone	732-594-1958	Fax	732-594-4720		

I am the:

☐ Applicant/Inventor.☒ Assignee of record of the entire interest. See 37 CFR 3.71.
*Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).***SIGNATURE of Applicant or Assignee of Record**

Name	Jack L. Tribble
Signature	
Date	11/8/04

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature required, see below*.

☐ *Total of _____ forms are submitted.

SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450



STATEMENT UNDER 37 CFR 3.73(b)

Judith Zyskind; Kari L. Ohlsen; John Trawick; R. Allyn Forsyth; Jamie M. Froelich; Grant J. Carr; Robert T.
Applicant/Patent Owner: Yamamoto; H. Howard Xu

Application No./Patent No.: 09/492,709 Filed/Issue Date: January 27, 2000

Entitled: GENES IDENTIFIED AS REQUIRED FOR PROLIFERATION IN ESCHERICHIA COLI

Merck & Co., Inc.

, a Corporation

(Type of Assignee, e.g., corporation, partnership,
university, government agency, etc.)

(Name of Assignee)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest. The extent
(by percentage) of its ownership interest is _____ %

in the patent application/patent identified above by virtue of either:

A. [] An assignment from the inventor(s) of the patent application/patent identified above. The assignment
was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____,
or for which a copy thereof is attached.

OR

B. [X] A chain of title from the inventor(s), of the patent application/patent identified above, to the current
assignee as shown below:

1. From: Judith Zyskind To: Elitra Pharmaceuticals, Inc.
The document was recorded in the United States Patent and Trademark Office at
Reel 010843, Frame 0361, or for which a copy thereof is attached.
2. From: Kari L. Ohlsen To: Elitra Pharmaceuticals, Inc.
The document was recorded in the United States Patent and Trademark Office at
Reel 010843, Frame 0361, or for which a copy thereof is attached.
3. From: John Trawick To: Elitra Pharmaceuticals, Inc.
The document was recorded in the United States Patent and Trademark Office at
Reel 010843, Frame 0361, or for which a copy thereof is attached.

[X] Additional documents in the chain of title are listed on a supplemental sheet.

[] Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment
Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO.
See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

11/8/04
Date

Jack L. Tribble

Typed or Printed name

Jack L. Tribble
Signature

732-594-5321
Telephone Number

Patent Counsel

Title

SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450



STATEMENT UNDER 37 CFR 3.73(b)
Supplemental Sheet

4. From: R. Allyn Forsyth To: Elitra Pharmaceuticals, Inc.
The document was recorded in the United States Patent and Trademark Office at
Reel 010843, Frame 0361, or for which a copy therefore is attached.

5. From: Jamie M. Froelich To: Elitra Pharmaceuticals, Inc.
The document was recorded in the United States Patent and Trademark Office at
Reel 010843, Frame 0361, or for which a copy therefore is attached.

6. From: Grant J. Carr To: Elitra Pharmaceuticals, Inc.
The document was recorded in the United States Patent and Trademark Office at
Reel 010843, Frame 0361, or for which a copy therefore is attached.

7. From: Robert T. Yamamoto To: Elitra Pharmaceuticals, Inc.
The document was recorded in the United States Patent and Trademark Office at
Reel 010843, Frame 0361, or for which a copy therefore is attached.

8. From: H. Howard Xu To: Elitra Pharmaceuticals, Inc.
The document was recorded in the United States Patent and Trademark Office at
Reel 010843, Frame 0361, or for which a copy therefore is attached.

9. From: Elitra Pharmaceuticals, Inc. To: Merck & Co., Inc.
The document was recorded in the United States Patent and Trademark Office at
Reel 015232, Frame 0170, or for which a copy therefore is attached.